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This is to report that today I made ex parte contacts by telephone with Barry Ohlson and Fred Campbell concerning the reconsideration in this proceeding. I explained to them the ambiguities in the R&O resulting from the deletion of the rule requiring that software source code must be submitted upon request and then the multiple statements in the R&O saying that the Commission retained essentially the same power. Such contradictions create transparency problems and uncertainty.

I further explained the potential future problems resulting from unrestricted marketing of digital-to-analog converters (DACs) with high speed, high power, and normal PC and antenna connectors. With such devices it is easy to sell unregulated software than turns any PC into a radio transmitter on any frequency. Already websites give instructions for turning video cards into radio transmitters. The low power of today's video cards limits the potential harm from such software, but it shows the potential of damage if new generations of DACs sold to the general public were not subject to modest limitations.

/s/

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Director

Cc: Barry Ohlson
Fred Campbell